

Message Text

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TAGS: PFOR, CY, UNSC

SUBJ: SYG WALDHEIM'S CYPRUS REPORT, APRIL 30

1. PURSUANT TO SECURITY COUNCIL RES 401, DECEMBER 14, 1976 RENEWING UNFICYP'S MANDATE, SYG SUBMITTED ON APRIL 30, 1977, A REPORT ON THE STATUS OF IMPLEMENTATION OF THAT RESOLUTION. THE FIRST EIGHT PARAS OF THE REPORT REVIEW FACTUALLY RECENT DEVELOPMENTS INCLUDING THE MAKARIOS/DENKTASH MEETING OF JANUARY 27, THE MAKARIOS/DENKTASH/WALDHEIM MEETING OF FEBRUARY 12 AND THE AGREED INSTRUCTIONS (GUIDELINES), AND THE NEW SERIES OF TALKS IN VIENNA ON MARCH 31.

2. PARAS 8 - 15 COVERING THE VIENNA TALKS IN GREATER DETAIL ARE QUOTED IN FULL TEXT.

QUOTE: BEGIN TEXT.

8. THE FIRST ROUND OF THE NEW SERIES OF TALKS, CONCLUDED
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ON 7 APRIL, WAS THE LONGEST OF ALL THE SESSIONS HELD UNDER MY AUSPICES SINCE THE ADOPTION OF RESOLUTION 367 (1975), AND THE SUBSTANTIVE ASPECTS OF THE CYPRUS PROBLEM WERE DISCUSSED AT SOME LENGTH.

9. FOR THE FIRST TIME, THE GREEK CYPRIOT SIDE SUBMITTED A SPECIFIC TERRITORIAL PROPOSAL TOGETHER WITH A MAP

EMBODYING ITS CONCEPTION OF A BICOMMUNAL ARRANGEMENT (ANNEX B). THE PROPOSAL WAS MADE SUBJECT TO CERTAIN PRINCIPLES, INCLUDING THE PRESERVATION OF THE SOVEREIGNTY AND UNITY OF THE REPUBLIC AND OF THE RIGHTS OF THE FREEDOM OF MOVEMENT, RESIDENCE, WORK AND PROPERTY OF ALL CITIZENS (ANNEX C).

10. FOR ITS PART, THE TURKISH CYPRIOT SIDE SUBMITTED A CONSTITUTIONAL PROPOSAL (ANNEX D) CALLING FOR A PARTNERSHIP IN POWER BETWEEN TWO EQUAL POLITICAL ENTITIES JOINING THEIR RESOURCES IN A FEDERAL ADMINISTRATION ON A BASIS OF EQUALITY, WORKING TOGETHER AT FIRST IN A COMPARATIVELY LIMITED FIELD. THE FUNCTIONS PROPOSED FOR THE FEDERAL GOVERNMENT WOULD BE EXPECTED TO GROW, A PROCESS DESCRIBED BY THE TURKISH CYPRIOT REPRESENTATIVE AS "FEDERATION BY EVOLUTION".

11. EACH INTERLOCUTOR MADE IT CLEAR THAT HIS OWN PROPOSALS WERE NEGOTIABLE. HOWEVER, EACH EMPHASIZED CERTAIN PRINCIPLES CONFLICTING WITH THOSE OF THE OTHER SIDE, AND EACH COMMENTED NEGATIVELY ON THE PROPOSALS SUBMITTED BY THE OTHER.

12. THE GREEK CYPRIOT SIDE CONTENDED THAT THE TURKISH CYPRIOT CONSTITUTIONAL PLAN WOULD BE IN EFFECT A TREATY BETWEEN INDEPENDENT ENTITIES, PROVIDING NOT FOR A FEDERAL GOVERNMENT BUT FOR A CONFEDERAL SYSTEM WITHOUT POWERS, WHICH COULD ONLY EVOLVE, IF AT ALL, IN THE DIRECTION OF COMPLETE SEPARATION. SINCE IT CONSIDERED THE TURKISH CYPRIOT PROPOSAL TO BE BASED ON UNACCEPTABLE PREMISES, THE GREEK CYPRIOT

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SIDE FELT UNABLE TO PROPOSE AMENDMENTS TO IT, AND INSTEAD SUBMITTED A DOCUMENT OF ITS OWN ON THE SUBJECT (ANNEX E).

13. THE TURKISH CYPRIOT SIDE CONTENDED THAT THE GREEK CYPRIOT TERRITORIAL PROPOSAL WAS NOT A BI-ZONAL ONE, THAT IT FAILED TO TAKE ACCOUNT OF THE REQUIREMENTS OF ECONOMIC VIABILITY OR PRODUCTIVITY, THAT IT WOULD DEPRIVE THE TURKISH CYPRIOT COMMUNITY OF VITAL RESOURCES AND WOULD JEOPARDIZE ITS SECURITY. THE TURKISH CYPRIOT INTERLOCUTOR, WHILE NOT ACCEPTING THE GREEK CYPRIOT PROPOSAL, EMPHASIZED THAT HE WAS IN NO POSITION, AND WAS NOT EXPECTED, TO SUBMIT A TERRITORIAL COUNTER-PROPOSAL OR DRAW A LINE OF HIS OWN ON THE MAP. AS FOR THE GREEK CYPRIOT CONSTITUTIONAL DOCUMENT, THE TURKISH CYPRIOT SIDE CONSIDERED THAT THIS WOULD CREATE A UNITARY RATHER THAN FEDERAL STATE, AND WAS THEREFORE UNACCEPTABLE.

14. IN MY OPENING STATEMENT ON 31 MARCH, I REMINDED THE INTERLOCUTORS THAT IT WAS MY UNDERSTANDING THAT

EACH SIDE WOULD BE PREPARED TO NEGOTIATE THE PROPOSALS SUBMITTED BY THE OTHER IN A SUBSTANTIVE WAY WITH A VIEW TO RECONCILING THE PRESENT DIFFERENCES IN THEIR POSITIONS. HOWEVER, IN SPITE OF MY OWN EFFORTS AND THOSE OF MY SPECIAL REPRESENTATIVE, IT DID NOT PROVE POSSIBLE IN VIENNA TO REACH A STAGE WHERE AN EFFECTIVE NEGOTIATING PROCESS COULD EVOLVE OUT OF THE PRESENT STATEMENTS OF CONFLICTING POSITIONS. ON THE OTHER HAND, AND AS STATED IN THE AGREED COMMUNIQUE OF 7 APRIL, THERE WAS SOME DISCUSSION OF THE RESPECTIVE PROPOSALS AND A NUMBER OF CLARIFICATIONS WERE MADE. THESE POINTS WILL OF COURSE BE PURSUED WHEN THE TALKS RESUME. THERE IS EVIDENTLY STILL A LONG WAY TO GO IN ORDER TO REACH THE POINT WHERE THE NECESSARY CONCESSIONS WILL BEGIN TO BE MADE, INCLUDING THE SUBMISSION OF SUBSTANTIVE PROPOSALS ON BOTH MAIN ASPECTS OF THE PROBLEM. FOR THIS IT WILL BE NECESSARY FOR BOTH SIDES TO MAKE VASTLY INCREASED EFFORTS TO APPRECIATE ONE ANOTHER'S POSITIONS, UNCLASSIFIED

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APPREHENSIONS AND ASPIRATIONS.

15. I AND MY SPECIAL REPRESENTATIVE ARE DETERMINED TO PURSUE OUR EFFORTS TO MOVE THE CURRENT NEGOTIATING PROCESS INTO A MORE CONSTRUCTIVE PHASE. I HOPE THAT FUTURE POLITICAL DEVELOPMENTS WILL ASSIST THE PARTIES IN BRIDGING THE CONCEPTUAL AND SUBSTANTIVE DIFFERENCES THAT SEPARATE THEM. MY SPECIAL REPRESENTATIVE IS CURRENTLY ENGAGED IN CONTACTS WITH BOTH SIDES IN CYPRUS IN PREPARATION FOR THE RESUMPTION OF THE TALKS IN NICOSIA. I SHALL CONTINUE TO KEEP THE SECURITY COUNCIL INFORMED OF DEVELOPMENTS IN THIS REGARD.

END TEXT. UNQUOTE.

3. ANNEXES TO THE REPORT ARE THE SYG'S OPENING STATEMENT AT THE VIENNA TALKS, GREEK/CYPRIOT MAP, PRINCIPLES SUBJECT TO WHICH THE PROPOSALS OF THE GREEK/CYPRIOT SIDE ARE MADE, TURKISH/CYPRIOT PROPOSALS (CONSTITUTIONAL, AND BASIC PRINCIPLES WHICH SHOULD GOVERN THE CONSTITUTIONAL STRUCTURE AS SUBMITTED BY THE GREEK/CYPRIOT REPRESENTATIVE. COPIES OF THE REPORT HAVE BEEN POUCHED TO EMBASSIES AND IO/UNP AND EUR/SE.
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